

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
DONALD TYREE PLOWDEN	:	VIOLATIONS:
	:	21 U.S.C. § 841(a)(1) (distribution of cocaine base (“crack”) - 5 counts)
	:	21 U.S.C. § 860(a) (distribution of cocaine base (“crack”) within 1,000 feet of a school - 5 counts)
	:	21 U.S.C. § 841(a)(i) (distribution of cocaine - 1 count)
	:	21 U.S.C. § 841(a)(1) (possession with intent to distribute cocaine base (“crack”) - 1 count)
	:	21 U.S.C. § 860(a) (possession with intent to distribute cocaine base (“crack”) within 1,000 feet of a school - 1 count)
	:	18 U.S.C. § 924(c)(1)(A) (possession of a firearm in furtherance of a drug trafficking crime - 1 count)
	:	Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about June 22, 2004, in Lancaster City, in the Eastern District of Pennsylvania,
defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 6.4 grams, of a

mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 22, 2004, in Lancaster City, in the Eastern District of Pennsylvania, defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 6.4 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising Thaddeus Stevens College of Technology, a public junior college located at 750 East King Street, Lancaster, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 21, United States Code, Section 860(a).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 24, 2004, in Lancaster City, in the Eastern District of
Pennsylvania, defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 12.9 grams, of a
mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II
controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 24, 2004, in Lancaster City, in the Eastern District of Pennsylvania, defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 12.9 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising Ross Elementary School, a public elementary school located at 840 North Queen Street, Lancaster, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

In violation of Title 21, United States Code, Section 860(a).

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 29, 2004, in Lancaster City, in the Eastern District of Pennsylvania,
defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 12.9 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1)(B).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 29, 2004, in Lancaster City, in the Eastern District of Pennsylvania, defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 12.9 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising Thaddeus Stevens College of Technology, a public junior college located at 750 East King Street, Lancaster, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 21, United States Code, Section 860(a).

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 6, 2004, in Lancaster City, in the Eastern District of Pennsylvania,
defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 6.4 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 6, 2004, in Lancaster City, in the Eastern District of
Pennsylvania, defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 6.4 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising Thaddeus Stevens College of Technology, a public junior college located at 750 East King Street, Lancaster, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 21, United States Code, Section 860(a).

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 22, 2004, in Lancaster City, in the Eastern District of Pennsylvania,
defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 6.7 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

COUNT TEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 22, 2004, in Lancaster City, in the Eastern District of
Pennsylvania, defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed 5 grams or more, that is, approximately 6.7 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising Ross Elementary School, a public elementary school located at 840 North Queen Street, Lancaster, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 21, United States Code, Section 860(a).

COUNT ELEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 12, 2005, in Lancaster City, in the Eastern District of Pennsylvania,
defendant

DONALD TYREE PLOWDEN

knowingly and intentionally distributed a mixture and substance containing a detectable amount of
cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT TWELVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 19, 2005, in Lancaster City, in the Eastern District of Pennsylvania,
defendant

DONALD TYREE PLOWDEN

knowingly and intentionally possessed with intent to distribute 50 grams or more, that is, approximately 485 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A).

COUNT THIRTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 19, 2005, in Lancaster City, in the Eastern District of
Pennsylvania, defendant

DONALD TYREE PLOWDEN

knowingly and intentionally possessed with intent to distribute 50 grams or more, that is, approximately 485 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising Thaddeus Stevens College of Technology, a public junior college located at 750 East King Street, Lancaster, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 21, United States Code, Section 860(a).

COUNT FOURTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 19, 2005, in Lancaster City, in the Eastern District of Pennsylvania,
defendant

DONALD TYREE PLOWDEN

knowingly possessed a firearm, that is, a 9mm Ruger handgun, serial number 311-70640, loaded with ten live rounds of ammunition, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Section 924(c)(1)(A).

NOTICE OF FORFEITURE

As a result of the violation of Title 18, United States Code, Section 924(c), set forth in this indictment, defendant

DONALD TYREE PLOWDEN

shall forfeit to the United States of America, the firearm and ammunition involved in the commission of this offense, that is:

- (1) the 9mm Ruger handgun, serial number 311-70640; and
- (2) ten 9mm cartridges.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
UNITED STATES ATTORNEY